

## **SANPETE COUNTY COMMISSION MEETING**

**September 17, 2013, 2:00 P.M.**

Sanpete County Courthouse, 160 North Main, Room 101, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioner Jon Cox, County Attorney Brody Keisel, and County Clerk Sandy Neill. Commissioner Steve Frischknecht is excused.

Meeting is called to order by Commission Chair Claudia Jarrett.

### **CLAIMS**

Auditor Ilene Roth is present. Motion is made by Commissioner Cox to approve payment of claims #331846 through #331945. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **SHERIFF BRIAN NIELSON: APPROVAL TO EXPEND 2012 STATE HOMELAND SECURITY GRANT; APPROVAL TO HIRE PROGRAM DIRECTOR/THERAPIST JARED R. HILL; APPROVAL TO PROMOTE DEPUTY ZACH BARNES TO PATROL SERGEANT; APPROVAL OF PAY INCREASE FOR CHAD HUFF; APPROVAL TO PAY GOSERCO, INC FOR THE ANNUAL MAINTENANCE PLAN FOR RECORDING; APPROVAL TO PAY PRO FORCE LAW ENFORCEMENT FOR PISTOLS**

Sheriff Brian Nielson is present. Motion is made by Commissioner Cox to approve the expenditure of the 2012 State Homeland Security grant in the amount of \$41,601.16 (an increase of \$13,601.16 from amount approved on 5/7/2013). The funds are being used for cameras and computer surveillance upkeep. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Cox to approve the hiring of Jared R. Hill as the Program Director/Therapist for the sex offender treatment program for state offenders at the county jail at the rate of \$22.00 per hour, with the start date to be approximately 2 weeks. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Cox to approve a promotion for Deputy Zach Barnes to Patrol Sergeant with an increase in pay of \$.89 per hour, effective September 15, 2013. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Cox to approve a pay increase for Chad Huff to \$13.39 per hour. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Cox to approve the payment of \$2,271.10 to Goserco, Inc. for the 1 year maintenance contract beginning November 1, 2013 for the recording equipment. The motion is seconded by Commissioner Jarrett, and the motion passes. Motion is made by Commissioner Cox to approve the payment of \$3,272.00 to Pro Force Law Enforcement for 8 pistols. The funds are to come from the Forest Service agreement. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **DESERT BRATS RACING: APPROVAL OF A MASS GATHERING PERMIT FOR OCTOBER 26, 2013 IN INDIANOLA**

Stephanie Kolan is present. She is organizing a motorcycle race and expects over 200 to attend. Ms. Kolan states that Sheriff Nielson reviewed the request and provided a letter with requirements to be met. An ambulance will be on site during the race. Deputy Peterson will be on site. Motion is made by Commissioner Cox to approve the mass gathering permit for Desert Brats Racing. The motion is seconded by Commissioner Jarrett, and the motion passes. Ms. Kolan will pay \$100.00 to the County Clerk's office today, and the clerk will provide the permit to be kept on site.

**CENTRAL UTAH FOOD SHARING: APPROVAL OF LEASE AGREEMENT; DISCUSSION OF CHANGES AND REQUEST FOR FUNDING**

Sean and Susan Kearney and Lori Rigby are present. Sean is the active president, Lori is the administrator, and Susan serves on the board and is in charge of fund raisers for the Sanpete Pantry. The Sanpete Pantry has been located in Mt Pleasant industrial park since 1997. They have worked under Central Utah Food Sharing (CUFS) who had a 501c3 tax exempt endorsement from the IRS, but that will end on October 1, 2013. The endorsement is expensive and takes several years to obtain. Dixie Care and Share in St. George will provide the food bank with the required 501c3 endorsement. They have served an average of 415 Sanpete families per month, or approximately 1338 people. They receive 12¢ per pound of donated food from the State if funds are available. They will bring in additional fund raising operations to help meet their operating costs. They anticipate that they may fall short as much as \$10,000.00 next year. They ask the Commission to consider budgeting funds for next year in case the funds are needed. The Commission will consider this request when they work on next years budget. A lease agreement for the building in Mt. Pleasant will be discussed and placed on a future agenda.

**APPROVAL OF EASEMENT AGREEMENT WITH SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION (SITLA) SUBJECT TO THE 5600 WEST LAND EXCHANGE PHASE II**

There is still a concern over the wording on this document, and the burden that it places on the County. This will be renegotiated, and will be placed on a future agenda.

**APPROVAL OF REFUND TO VERIZON**

Motion is made by Commissioner Cox to approve a refund of up to \$6,000.00 to Verizon for statewide litigation on taxes. The motion is seconded by Commissioner Jarrett, and the motion passes.

**ASPEN GROVE ASSETS: REQUEST FOR A PUBLIC HEARING FOR A ZONE CHANGE FROM A (AGRICULTURAL) TO PF (PUBLIC FACILITIES) ON S 26317x2**

David Asay, Jeffrey Kunz, Attorney Drew Briney, and Scott Olsen are present. Jeffrey Kunz states that after visiting with other cemeteries in the state, he found that they are all governed differently. In Utah, most of the cemetery regulations are decided by the County or City. Aspen Grove plans to start with a small portion of the land (300 plots), and expand as needed. Drew Briney states that the property is not in a flood plain. Cemeteries are an allowed use in the PF Zone. There is no oversight required of the County for this allowed use. A hydrology report has been prepared, and a copy will be provided to the County. Motion is made by Commissioner Cox to set a public hearing for the zone change from A to PF on S 26317x2 on October 15, 2013. The motion is seconded by Commissioner Jarrett, and the motion passes.

**ALLAN ROWAN AND JAY LAMB: REQUEST FOR A PUBLIC HEARING FOR A LOT LINE ADJUSTMENT ON LOTS #21 AND #18 OF THE PALISADE SUBDIVISION PLAT B**

Scott Olsen is present. Motion is made by Commissioner Cox to set a public hearing for the lot line adjustment on lots #21 and #18 of the Palisade Subdivision plat B. The motion is seconded by Commissioner Jarrett, and the motion passes.

**GARRICK WILLDEN: DISCUSSION OF THE SANPETE NRCS EMERGENCY WATERSHED PROTECTION (EWP) PROJECT; AWARD OF SCHEDULES 3, 4, AND 5 OF THE SANPETE NRCS EWP PROJECT; DISCUSSION OF THE WOOD HOLLOW FIRE EWP PROJECT**

Garrick Willden is present. Motion is made by Commissioner Cox to approve the Terry Brotherson agreement for schedules 3, 4, and 5. The motion is seconded by Commissioner Jarrett, and the motion passes. Rocky Mountain will pay the 25% match on schedule 3 and 4. The irrigation company will pay the match on schedule 5. Motion is made by Commissioner Cox to award schedule 3 and 4 and 5 to Terry Brotherson. The motion is seconded by Commissioner Jarrett, and the motion passes. They will start hauling rock later this week for the schedule 1 and 2 projects in the Wood Hollow project.

**RESOLUTION ADOPTING SANPETE COUNTY PROPERTY TAX RELIEF POLICY AND PROCEDURE; DISCUSSION OF FORMULA FOR CALCULATING INDIGENT INCOME**

Ilene Roth and Stacey Lyon are present. The resolution is tabled at this time. Currently the income is calculated with the total income shown on the 1040 tax form, and also other assistance received. Discussion is held as to whether the income should be calculated after deductions or on gross income for those who deduct business expenses. The State runs the circuit breaker program, and directs the County to use the amount after business expenses to determine whether a person qualifies for relief. The indigent income program is run by the County instead of the State. After discussion, motion is made by Commissioner Cox to direct the auditor to use the adjusted gross income to calculate the income to determine if a person qualifies for indigent income relief, and to use the hardship income tax credit levels chart as the scale to determine the eligible credit. The motion is seconded by Commissioner Jarrett, and the motion passes.

**APPROVAL OF MINUTES**

Motion is made by Commissioner Cox to approve the minutes from September 3, 2013 with minor corrections. The motion is seconded by Commissioner Jarrett, and the motion passes.

**EXECUTIVE SESSION**

No executive session was needed.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Jarrett, and the motion passes.

The meeting is adjourned at 4:11 P.M.

ATTEST: *Sandy Neill*  
Sandy Neill  
Sanpete County Clerk

APPROVED: *Claudia Jarrett*  
Claudia Jarrett  
Commission Chair